MINUTES

OF

ADMINISTRATIVE APPEALS COMMITTEE July 23, 2013 at 10:40 A.M., E.T.

Board Room Perimeter Park West, 1270 Louisville Road Frankfort, KY 40601

At the meeting of the Administrative Appeals Committee, held on July 23, 2013, the following members were present: Susan Smith, Chair, Edwin Davis and Mary Hook, Proxy on behalf of Timothy Longmeyer.

In addition, those present were Charlene Haydon, KRS, Deborah Crocker, KRS and Tracy Chambers, Recording Secretary.

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It was moved by Ms. Hook, seconded by Mr. Davis, and carried to approve the Minutes of the June 19, 2013 Administrative Appeals Committee Meeting.

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Ms. Smith noted the necessity of closed session for the purpose of reviewing the administrative appeals of Administrative Action Numbers: 12-A-02, 11-T-08 and 12-A-20.

Following discussion in closed session, the Committee returned to open session, whereafter the following transpired.

It was moved by Ms. Hook, seconded by Mr. Davis, and carried by majority vote, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 12-A-02, to accept the Hearing Officer's Report on Remand, Findings of Fact, Conclusions of Law, and to deny claimant's administrative appeal and affirm Systems' determination that the claimant violated KRS 61.637 and now owes Systems \$90,796.26. Systems is hereby directed to set up a flexible repayment arrangement to recoup this amount without causing undue hardship to the claimant. Ms. Smith dissented.

It was moved by Ms. Hook, seconded by Ms. Smith, and carried unanimously, that the Committee members having considered the record, including the recommended order and any exceptions duly filed, in the case of Administrative Action Number: 11-T-08, to accept the Hearing Officer's Report, Findings of Fact, Conclusions of Law, and to discontinue claimant's hazardous in line of duty disability retirement benefits **effective September 1, 2013.** Mr. Davis abstained.

It was moved by Ms. Hook, seconded by Mr. Davis and carried unanimously, that the Committee members having considered the record, including the agreed order of dismissal and any exceptions duly filed, in the case of Administrative Action Number: 12-A-20, to accept the Agreed Order of Dismissal and to dismiss the administrative action against the claimant, at the mutual request of Systems and the Claimant.

There being no further business, the meeting was adjourned at 11:26 A.M., E.T. to meet on August 22, 2013 immediately following the Disability Appeals Committee meeting.

CERTIFICATION

I, Tracy Chambers, do certify that I was preser above action of the Committee on the various in	- :
Tracy Chambers Recording Secretary	8 / 2 2 / / 3 Date
I, Susan Smith, do certify that the Minutes of the meeting held on July 23, 2013 were approved by the Administrative Appeals Committee on August 22, 2013.	
Dusan Anith	8-22-13
Susan Smith, Chair	Date
Administrative Appeals Committee	

meeting, and have reviewed the minutes for form, content and legality.

I, Deborah Crocker, was present at the July 23, 2013 Administrative Appeals Committee